

IN THE UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

RAY LEE VAUGHN,

Plaintiff,

vs.

SALINAS VALLEY STATE  
PRISON, et al.,

Defendants.

No. C 09-01568 JW (PR)

ORDER GRANTING EXTENSION  
OF TIME TO FILE CERTIFICATE  
OF FUNDS

On April 9, 2009, plaintiff filed this pro se civil rights action along with an application to proceed in forma pauperis. The same day, the clerk of the Court sent a notification to plaintiff that the application was insufficient because plaintiff had failed to submit a Certificate of Funds in Prisoner's Account completed and signed by an authorized officer at the prison. (Docket No. 3.) On July 22, 2009, plaintiff filed a letter stating that he had filed an updated in forma pauperis application in a timely manner. (Docket No. 5.) The only document this Court has received since the clerk's notice with respect to plaintiff's in forma pauperis application is an "Inmate Statement Report" filed on May 1, 2009.

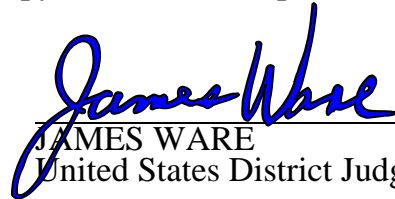
To date, there is no record in this action of the Court receiving the necessary Certificate of Funds, without which the Court cannot consider granting leave to

1 proceed in forma pauperis. In the interest of justice, the Court will extend the time  
2 for plaintiff to file the certificate. Plaintiff must submit a Certificate of Funds in  
3 Prisoner's Account completed and signed by an authorized officer at the prison  
4 **within thirty (30) days** from the date this order is filed.

5 **Failure to do respond in accordance with this order will result in**  
6 **dismissal of this case without prejudice for failure to pay the filing fee without**  
7 **further notice to plaintiff.**

8 The Clerk shall include two blank copies of the Certificate of Funds from the  
9 In Forma Pauperis Application with a copy of this order to plaintiff.

10  
11 DATED: August 13, 2009

  
JAMES WARE  
United States District Judge

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

RAY LEE VAUGHN,  
Plaintiff,

Case Number: CV09-01568 JW

**CERTIFICATE OF SERVICE**

v.

SALINAS VALLEY STATE PRISON, et al.,  
Defendants.

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I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on 8/13/2009, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Ray Lee Vaughn J-64236  
Pleasant Valley State Prison  
P. O. Box 8501  
Coalinga, Ca 93210

Dated: 8/13/2009

Richard W. Wieking, Clerk  
/s/ By: Elizabeth Garcia, Deputy Clerk